## PATENT COOPERATION TREATY

# **PCT**

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

(Chapter II of the Patent Cooperation Treaty)

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference								
010909WO	FOR FURTHER ACTION	See Form PCT/IPEA/416						
International application No.	International filing date (day/month/year)	Priority date (day/month/year)						
PCT/EP2004/003733	07.04.2004	09.04.2003						
International Patent Classification (IPC) or national classification and IPC								
Applicant								
BOMBARDIER TRANSPOR!	TATION CMBH							
		•						
	<ol> <li>This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.</li> </ol>							
2. This REPORT consists of a total of	sheets, inclu	ding this cover sheet.						
<ol> <li>This report is also accompanied by</li> </ol>	ANNEXES, comprising:							
a. (sent to the applicant a	nd to the International Bureau) a total of ${\color{red} {f 14}}$	sheets, as follows:						
	sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or							
Instructions).	sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions).							
		considers contain an amendment that goes beyond ted in item 4 of Box No. I and the Supplemental						
Box.		, o						
b. (sent to the Internation	al Bureau only) a total of (indicate type and nu	mber of electronic carrier(s))						
		, containing a sequence listing and/or tables						
related thereto, in compu Section 802 of the Admir		pplemental Box Relating to Sequence Listing (see						
	,							
4. This report contains indications rel	ating to the following items:							
Box No. I Basis of	the report							
Box No. II Priority								
Box No. III Non-esta	blishment of opinion with regard to novelty, in	ventive step and industrial applicability						
Box No. IV Lack of a	unity of invention							
	locuments cited							
Box No. VII Certain o	defects in the international application							
Box No. VIII Certain o	Box No. VIII Certain observations on the international application							
Date of submission of the demand	Date of completion	of this report						
37 Submission of the defining	Date of completion of	nan report						
Name and mailing address of the IPEA/EP	Authorized officer							
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Faccimile No.	ļ							
Facsimile No.	Telephone No.							

Translation

#### INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.
PCT/EP2004/003733

Box	No. I	Basis of the report		
1.		regard to the language, this report is based on the internat ated under this item.	ional application in the language in	which it was filed, unless otherwise
		This report is based on translations from the original lang which is the language of a translation furnished for the pu		,
		international search (Rule 12.3 and 23.1(b))	rposes or.	
		publication of the international application (Rule 12	4.4)	
		international preliminary examination (Rule 55.2 ar		
2.	recei	regard to the elements of the international application, the iving Office in response to an invitation under Article 14 report):		
		the international application as originally filed/furnished		
	$\boxtimes$	the description:		
		pages 4-6		as originally filed/furnished
		pages* 1,1a,1b,2,3,7,8	received by this Authority on	18.11.2004 with the letter of 17.11.2004
		pages*	received by this Authority on	
	$\boxtimes$	the claims:		
		nos.		as originally filed/furnished
		nos.*		er with any statement) under Article 19
		nos.* 1-21		18.11.2004 with the letter of 17.11.2004
		nos.*		
	$\square$	the drawings:		
		sheets* 1/2,2/2		as originally filed/furnished 18.11.2004 with the letter of 17.11.2004
		sheets*	received by this Authority on	<del></del>
		a sequence listing and/or any related table(s) - see Suppl	emental Box Relating to Sequence I	isting.
3.	П	The amendments have resulted in the cancellation of:		
		the description, pages		
		the claims, nos.		
		the drawings, sheets/figs		<del></del>
		the sequence listing (specify):		
4.		This report has been established as if (some of) the amo		
	Ш	they have been considered to go beyond the disclosure a		
		the description, pages		
		the claims, nos.		
		the drawings, sheets/figs		
		the sequence listing (specify):		
		any table(s) related to sequence listing (specify):		
	If it	em 4 applies, some or all of those sheets may be marked ".	superseded."	

### INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.
PCT/EP2004/003733

Box No. V Reasoned statement under A citations and explanations su			article 35(2) with regard to novelty, inventive step or industrial applicability; apporting such statement		
1.	Statement				
	Novelty (N	)	Claims	1-21	YES
			Claims		NO
	Inventive s	tep (IS)	Claims	1-21	YES
			Claims		NO
	Industrial a	pplicability (IA)	Claims	1-21	YES
			Claims		NO
Į.					

- 2. Citations and explanations (Rule 70.7)
  - Claim 1 meets the requirements of PCT Article
     33(1).

The subject matter of claim 1 differs from the prior art in US-B-6247413 in that the intermediate cross member has a recess through which the mount for the cross suspension or cross damping to be supported engages. As a result of this feature, in combination with the features of the preamble, the arrangement of the cross suspension or the cross damping above the intermediate cross member is implied. As a result the transverse and rolling movements are better controlled.

Since none of the documents cited in the search report discloses or suggests such an arrangement, the subject matter of claim 1 involves an inventive step (PCT Article 33(3)).

Claims 2 to 21 are dependent on claim 1 and therefore likewise meet the PCT requirements.